

PUBLIC SERVICE COMMISSION OF WISCONSIN

Minutes and Informal Instructions of the Teleconference/Webcast Open Meeting of Thursday, June 18, 2020

The Public Service Commission of Wisconsin (Commission) met as noticed. Present were Chairperson Valcq, Commissioner Nowak and Commissioner Huebner.

Minutes

The Commission approved the minutes of the open meeting of Thursday, June 11, 2020.

1580-CW-104 - Application of the Village of DeForest, as a Water Public Utility, for Authority to Construct a Water Booster Station and Water Transmission Line Project, in the Village of DeForest, Dane County, Wisconsin

The Commission approved the Notice of Investigation and directed it to be signed by the Secretary to the Commission.

4490-CW-102 - Application of the City of Osseo, as a Water Public Utility, for Authority to Construct a New Water Treatment Plant to Replace its Existing Plant, in the City of Osseo, Trempealeau County, Wisconsin

The Commission approved the Notice of Investigation and directed it to be signed by the Secretary to the Commission.

6550-CW-100 - Application of the Village of Wilton as a Water Public Utility, for Authority to Construct Two Wells in the Village of Wilton, Monroe County, Wisconsin

The Commission approved the Notice of Investigation and directed it to be signed by the Secretary to the Commission.

4110-ER-110 - Application of the City of New Holstein, Calumet County, Wisconsin, as an Electric Public Utility, for Authority to Adjust Electric Rates

The Commission approved the Notice of Proceeding and directed it to be signed by the Secretary to the Commission.

9206-GI-100 - Investigation into Air Liquide, Biogas Americas, as a Pipeline Operator, for Pipeline Safety Enforcement Actions

The Commission approved the Notice of Proceeding and directed it to be signed by the Secretary to the Commission.

5820-AE-102 - Application of Superior Water, Light and Power Company for Approval of an Affiliated Interest Agreement

The Commission approved the draft Final Decision and directed it to be signed by the Secretary to the Commission.

5-AE-216 - Application of Wisconsin Electric Power Company and Wisconsin Public Service Corporation for Approval of a Co-Tenancy and Shared Services Agreement

The Commission approved, with all of the conditions identified in the Commission memorandum dated June 1, 2020 ([PSC REF#: 390576](#)), the proposed amended and restated co-tenancy and shared services agreement for Badger Hollow Facility I and Badger Hollow Facility II as an affiliated interest agreement between Wisconsin Electric Power Company and Wisconsin Public Service Corporation.

The Commission directed the Division of Energy Regulation and Analysis to draft an order consistent with its discussion.

5370-LS-100 - Application of the City of Sheboygan, as a Water Public Utility, for Authority to Implement a Financial Assistance Program for Customer-Side Lead Service Line Replacement, in the City of Sheboygan, Sheboygan County, Wisconsin

The Commission approved, with conditions, the request of the City of Sheboygan, as a water public utility (SWU), for authority to implement a financial assistance program for customer-side lead service line (LSL) replacement, and made the following preliminary determinations:

1. SWU shall submit to the Commission more information for Commission staff to analyze the possibility of a deferral for costs for the program and delegated authority to the Administrator for the Division of Water Utility Regulation to decide whether or not to authorize the deferral.

Commissioner Nowak dissented and would not have sought further information and would have denied the request for deferral.

2. SWU shall provide the Commission with a draft of a revised ordinance that removes the priority list and removes the phrase “whose determination is final” related to the Sheboygan Board of Water Commissioners’ role.
3. The actions described in SWU’s application, as conditioned and modified by the Commission’s approval, are not unjust, unreasonable or unfairly discriminatory. Wis. Stat. § 196.372(3)(e)1.

4. Loans provided under SWU's program will not be forgiven by the water public utility or the municipality. Wis. Stat. § 196.372(3)(e)2.b.
5. Grants provided as financial assistance under SWU's program are limited to no more than one-half of the cost to replace the customer-side water service lines. Wis. Stat. § 196.372(3)(e)2.a.
6. The financial assistance SWU intends to provide will be the same percentage of the cost of replace the customer-side water line for each owner in a class of customers. Wis. Stat. § 196.372(3)(e)3.
7. SWU shall not commence its program until it secures from the City of Sheboygan an ordinance that makes the program legally compliant for approval under Wis. Stat. §196.372(2).
8. SWU shall submit an application for a conventional water rate case no later than two years from the effective date of the Final Decision.
9. SWU shall record its program expenses and revenues in subaccounts created in the following manner:
 - a. Grant Program: Account 664 subaccount
 - b. Loan program: Account 124 subaccount
 - c. Administrative costs: Account 664 subaccount
10. SWU shall file with the Commission, as part of its annual report to the Commission, a report of the number of service lines replaced, as well as program expenses and revenues in a manner that is consistent with the prescribed subaccounts described in Item 9.
11. SWU shall receive approval from the Commission prior to making any significant changes to its financial assistance program.
12. SWU shall work with Commission staff to develop tariff provisions for the financial assistance program. The tariff provisions authorized in this docket shall take effect no sooner than one day after the day the applicant has: (a) filed these rates and tariff provisions with the Commission; and (b) made them available to the public at locations where customer payments are accepted, on the applicant's website, or in a form and place that is otherwise readily accessible to the public, pursuant to Wis. Stat. § 196.19 and Wis. Admin. Code § PSC 185.33(1)(f). If a copy of the new tariff provisions is not made available to the public when they are filed with the Commission, the new tariff provisions

shall take effect one day after the day they are made available to the public.

13. The Final Decision takes effect one day after the date of service.

14. Jurisdiction is retained.

The Commission directed the Division of Water Utility Regulation and Analysis to draft an order consistent with its discussion.

5-GF-266 - Impact of the Renewable Portfolio Standard for 2017 and 2018

The Commission approved the 2020 report to the Governor and Legislature as required under Wis. Stat. § 196.378(4r) and directed that it be sent to the Governor and Legislature.

4220-TE-104 - Application of Northern States Power Company-Wisconsin, as an Electric Public Utility, for Approval of Electric Vehicle Home Service Programs

The Commission reviewed the application of Northern States Power Company-Wisconsin (NSPW) for approval of Electric Vehicle Home Service Programs and made the following preliminary determinations:

1. The Commission approved, as pilot programs, NSPW's proposed Residential Home Service Program (EVR-1), Voluntary EV Charger Service Program (EVR-2), and Commercial Electric Vehicle Service Program (Commercial Program) programs, with conditions.
2. NSPW shall work with Commission staff to agree on accounting procedures to better track program costs and revenues, and ensure there is no cross-subsidization from other non-participating customers. NSPW shall provide accounting treatment and procedures for the programs within 60 days of the order.
3. For the EVR-1 and EVR-2 programs, NSPW shall provide annual reporting on the following:
 - a. Number of customers and selected options (bundled vs. prepay)
 - b. Total amount of electricity sold by time-of-day
 - c. Program budget and spending
 - d. Survey results regarding customer satisfaction and installation experiences annually

4. For the EVR-1 and EVR-2 programs, NSPW shall provide aggregated interval data, analysis of customer cost savings, and analysis of load management. This information shall be filed in September 2022 and in September 2024.
5. For the Commercial Program, NSPW shall provide annual reporting on the following:
 - a. Number of customers participating in revenue based extension rules, including each customer's estimated load, total allowance, customer contribution, and total extension costs for both distribution extension and make-ready infrastructure with a comparison to current extension rules
 - b. When actuals are available, the annual reports shall include a comparison of actual and estimated load showing how distribution revenues record the revenue-based distribution allowance
 - c. Number of customers under each of the Optional Charger Service options
6. NSPW shall file to continue, modify, expand, replace or close out the EVR-1, EVR-2 and Commercial Program pilot programs by April 1, 2025.
7. For the EVR-1 program, the Commission granted, with conditions, waivers of the following Wisconsin Administrative Code and NSPW tariff provisions:
 - a. Wisconsin Admin. Code § PSC 113.0406(1)(a)3, 4, and 5 pertaining to information displayed on customer bills.
 - b. Wisconsin Admin. Code § PSC 113.0406(1)(c) and Schedule Ex.-15, Section 3.3 pertaining to marking bills based on usage measured by the EV charger as estimated.
 - c. Wisconsin Admin. Code § PSC 113.0406(3) pertaining to identifying credits and original charges for meter inaccuracies, errors in billing, or misapplication of rates.

NSPW shall modify its tariff provisions to make the tariff language more explicit in informing customers that in the event of an error in the sub-meter's ability to track EV charging usage, such usage will be billed at the Rg-1 or Fg-1 rate.

8. For the EVR-1 program, the Commission denied NSPW's request for a waiver of Wis. Admin. Code § PSC 113.0407 and Schedule Ex-13, Section 2.8.
9. For the EVR-1 program, the Commission granted, with conditions, a limited waiver of the following Wisconsin Administrative Code and NSPW tariff provisions:

- a. Wisconsin Admin. Code § PSC 113.0811(1)(c) pertaining to meter accuracy requirements.
- b. Wisconsin Admin. Codes §§ PSC 113.0901, 113.0903, 113.0905, 113.0924, and Schedule Ex-16, Section 3.4 pertaining to meter testing standards and recalculating bills for inaccurate meters.
- c. NSPW tariff Schedule Ex.-19, Section 4.4 pertaining to a prohibition against installing additional meters under any one account.

The Commission establishes an initial meter accuracy and testing standard requiring initial accuracy as shown by the manufacturer to be within 2 percent and directs NSPW to work with Commission staff on another meter accuracy and testing standard. The Commission delegates to the Administrator for the Division of Digital Access, and Consumer and Environmental Affairs the authority to modify the initial meter accuracy and testing standard authorized by the Commission in this docket.

NSPW shall provide and include updated tariff language explaining that over- or under-registration of charging use will result in more or less usage being billed on EV TOD and that bill adjustments will not be made for charging unit sub-meter inaccuracy.

10. The Commission approved NSPW's tariff language referencing customers' waiver of billing adjustment rights, including rights under Wis. Admin. Code § PSC 113.0406(4), in its EVR-1 and EVR-2 optional program tariffs.
11. For the Commercial Program, the Commission granted, with conditions, waivers of the following Wisconsin Administrative Code and NSPW tariff provisions:
 - a. Wis. Admin. Code § PSC 113.1005(1)
 - b. Wis. Admin. Code § PSC 113.1007(1)
 - c. Wis. Admin. Code § PSC 113.1008(3)
 - d. Schedule Ex-25, Section 5.32
 - e. Schedule Ex-26, Section 5.33
 - f. Schedule Ex-30, Section 5.342
 - g. Schedule Ex-31, Section 5.343
 - h. Schedule Ex-34, Section 5.6

NSPW shall report on the number of customers who do not meet their anticipated load level within two-years and who receive a true-up; on the number of customers who do not pay the true-up bill prior to NSPW writing it off and the amounts NSPW writes off after approximately 180 days; and on the amount of bills issued to customers at the end of the two-year true-up period.

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The Commission directed that a request for comment be sent out consistent with its discussion. The Commission directed that the Division of Energy Regulation and Analysis, and the Division of Digital Access, Consumer and Environmental Affairs draft an order consistent with its discussion, and that draft order, along with responses to the Commission's additional solicitation of comments be returned to the Commission for final approval.

The Commission adjourned the meeting at 11:55 a.m.

A handwritten signature in black ink that reads "Steffany Powell Coker". The signature is written in a cursive, flowing style.

Steffany Powell Coker
Secretary to the Commission

DL:01749042